

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD MAY 16, 1983

PRESENT:

Grant S. Nielson
Don Bird
Max Bennett
Don Dafoe
Ruth Hansen
Willis Morrison

Mayor
Council Member
Council Member
Council Member
Council Member
Council Member

ABSENT:

None

OTHERS PRESENT:

Vance Bishop
Dorothy Jeffery
Warren Peterson
Sherri Terrell
John Quick
John Willie
Ralph Stoneking
Dean Myers
Bill Nelson
Steve Harris
Diane Harris
Craig Trujillo
John Wiser
Martha Wiser

City Administrator
City Recorder
City Attorney
City Secretary
City Engineer
Planner (IPP)
City Resident
City Resident
City Resident
City Resident
City Resident
City Resident
City Resident
City Resident

Mayor Nielson called the meeting to order at 8:07 p.m. and stated that notice of the time, place and agenda of the meeting had been posted at Millard County Chronicle, the Millard County Gazette and the local radio station, KNAK, and to each member of the governing body by personal delivery of copies of the Notice and Agenda two (2) days prior to the meeting.

MINUTES:

The minutes of a regular City Council Meeting held May 9, 1983 were presented to and corrected by the Council. Councilman Dafoe made the MOTION to approve the minutes as corrected. Council Member Hansen SECONDED the motion, which passed unanimously.

ACCOUNTS PAYABLE

City Recorder Dorothy Jeffery presented the list of accounts payable to the Council Members. Councilman Morrison MOVED

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and Councilman Bird SECONDED the motion to pay the current bills. The motion carried unanimously.

AMENDMENT TO CITY OFFICE BUILDING, GENERAL OBLIGATION BOND RESOLUTION TO CHANGE BOND DATE FROM MAY 1, 1983 TO MAY 23, 1983

City Administrator Vance Bishop presented the Resolution Amendment to the Council. Council Member Hansen made a MOTION to adopt Resolution No. 83-90, amending the April 18, 1982 Municipal Building Bond Resolution. The amending resolution is entitled:

A RESOLUTION AMENDING THE BOND RESOLUTION ADOPTED BY THE CITY COUNCIL ON APRIL 18, 1983, BY CHANGING THE DATE OF THE \$185,000.00 GENERAL OBLIGATION BOND OF DELTA CITY, UTAH.

Councilman Dafoe SECONDED the motion. The Mayor asked for a roll call vote.

Max Bennett	Yea
Don Bird	Yea
Don Dafoe	Yea
Ruth Hansen	Yea
Willis Morrison	Yea

Following the voting the Resolution was signed by the Mayor and attested by the City Recorder.

APPOINTMENT OF VALLEY BANK AND TRUST AS PAYING AGENT FOR CITY OFFICE BUILDING, GENERAL OBLIGATION BOND

City Administrator Bishop stated that Valley Bank's bid, to act as paying agent for the City General Obligation Bond, was considerably lower than the bid from the other banks. He said Valley Bank will charge Delta City \$100.00 per transaction or \$200.00 per year. Boettcher & Company will be responsible to pay for the set up fee. Councilman Bennett made the MOTION to authorize the Mayor to sign the agreement between Delta City and Valley Bank & Trust accepting Valley Bank as paying and escrow agent for the General Obligation Bond. Councilman Bird SECONDED the motion, which passed unanimously.

PUBLIC NUISANCE COMPLAINT OF ANIMAL CORRALS AND FACILITIES SOUTH AND WEST OF 345 WEST 300 SOUTH

City Administrator Bishop explained to the Council the nature of the nuisance complaint directed towards animal

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corrals owned by Ralph Stoneking and Tarvel Broderick.

Ralph Stoneking assured the Council that he will clean up the corrals, but the wet weather has prevented him from doing so. He stated that he had every intention of doing so when the corrals dry up.

Bill Nelson, owner of a four-plex near the corrals, stated that because of the offending smell it has made it difficult for him to keep tenants without lowering the rental rates.

Councilman Bird made the MOTION that the persons with the corrals clean them up within three weeks (by June 6, 1983), and if they fail to do so the Council will take further action. Councilman Bennett SECONDED the motion, which passed unanimously.

The Mayor instructed City Administrator Bishop to write a letter to the corral owners advising them of the Council's decision.

IRRIGATION FEES FOR 1983

Councilman Morrison presented the irrigation budget to the Council. The irrigation was subsidized approximately \$9000.00 last year. He suggested that a letter stating why the rates have changed and what the new rates will be, be sent out to all the water users. Councilman Morrison will resubmit the fees for the school, churches and other institutions at a later date. Councilman Morrison made a MOTION for the fee schedule to be adopted with the ditch tax to be set at \$25.00 per user, and the water rental be set at \$10.00 per acre foot with the minimum rental of 1 acre foot. Councilman Dafoe SECONDED the motion, which passed unanimously.

ORDINANCE ADOPTING AN ADDITIONAL 1/8% LOCAL OPTION SALES TAX

City Administrator Bishop briefly reviewed the advantages and disadvantages of the sales tax option that was brought up last week. The Council discussed the matter, coming to the conclusion that adopting the increase sales tax levy would not benefit Delta City at this time. Councilman Bennett made the MOTION not to adopt the ordinance adopting an additional 1/8% local sales tax. Councilman Dafoe SECONDED the motion, which passed unanimously.

City Attorney Peterson recommended that a copy of the legislation authorizing the additional 1/8% local option sales tax be obtained. City Administrator Bishop said he would

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call and see if he could obtain a copy for the City.

LINER OPTIONS FOR LEAKING SEWER TREATMENT LAGOON

City Engineer John Quick presented the options for liners for the leaking sewage treatment lagoon. One option would be a PVC rubber type liner, which would be quite expensive. Another type would be bentonite clay, which could be applied while the lagoon is full. It was the Council's decision to install a temporary field drain along side of the lagoon and pump the lagoon dry. City Engineer John Quick will investigate the availability of bentonite from local sources.

OTHER BUSINESS

City Engineer John Quick presented payment request no. 2 for Ron Johnson Construction Company, in the amount of \$67,162.89, on Water Improvement Project Phase II. He has completed 70% of the work. With this payment he will have received approximately 50% of the bid amount. Councilman Bird made a MOTION to pay Ron Johnson Construction Company the requested amount of \$67,162.89. Councilman Dafoe SECONDED the motion, which passed unanimously.

Mayor Nielson brought it to the Council's attention that some of the City Employees and/or families reside somewhere other than Delta City. The Council discussed the applicability of the present policy to the affected employees. It was suggested that the ordinance could be amended to allow for hardship cases.

City Administrator Bishop stated that Niel Forster, the Public Works Superintendent, has located 150 complete ballasts and lights comparable to that of the Delta City Main Street System. Las Vegas City will sell these fixtures for \$35.00 each complete set. The Council discussed this and decided to wait on a decision until Utah Power & Light Company completed their bid for a new lighting system.

Council Member Hansen expressed her concern at the dandelions in the City Park. They have been sprayed with a hand sprayer. Mr. Littlefield is trying to find a more efficient way to take care of this problem.

Councilman Bird stated that he had received complaints of stray dog running loose. The complaints will be forwarded to Dennis Westwood, the Animal Control Officer.

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Councilman Bird made the MOTION to adjourn and Councilman Morrison SECONDED the motion. The motion carried unanimously. The Mayor adjourned the meeting at 10:59 p.m.


Mayor Grant S. Nielson

City Recorder Dorothy Jeffery

MINUTES OF A PUBLIC HEARING HELD MAY 23, 1983

PRESENT:

Grant Nielson	Mayor
Max Bennett	Council Member
Don Bird	Council Member
Don Dafoe	Council Member
Ruth Hansen	Council Member

ABSENT:

Willis Morrison	Council Member
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OTHERS PRESENT:

Vance Bishop	City Administrator
Dorothy Jeffery	City Recorder
Sherri Terrell	City Secretary
Selma Lazaro	La Vonne Morrison
Lois Steele	Howard Gimperline
Deila Bond	Dale Bond
Clara Belle Cook	Ray Cook

Mayor Nielson being present called the meeting to order at 7:33 p.m. and stated that time, place, and purpose of the meeting had been duly advertised in the Millard County Chronicle, the Millard County Gazette, the local radio station, KNAK, and notice was personally delivered to each member of the governing body two (2) days prior to the meeting.